

THE STATE BANKS WIN A SPLENDID VICTORY

Court of Appeals Decides Back Tax Cases in Their Favor.

They Neither Have to Pay Taxes on, Nor List, Their Deposits.

GOOD NEWS FOR OVER THREE HUNDRED BANKS

Frankfort, Ky., June 18.—The court of appeals today affirmed the judgment of the Jefferson Common Pleas Court, third division, dismissed the suit brought by Auditor's Agent Frank Lucas, against the Bank of Commerce, seeking to assess and tax deposits of individuals in banks.

The whole court considered the case on appeal, and Judge Thomas H. Paynter delivered the opinion of affirmance.

The ruling of the court, which is of wide interest and importance all over the state, settles the law and dismisses about three hundred and fifty similar suits against as many banks in the state.

The court holds that banks are not, and cannot be, required to pay taxes on deposits with them, or on assets which represent them, and further that as bailees or trustees in possession, they are not under any duty to list the property sought to be assessed by the proceedings instituted by Lucas.

The suits in question were filed a few months ago all over the state, and many of them were promptly dismissed in the lower courts.

A conference was held with the auditor's agent and attorneys in Louisville, and it was agreed to make a test case of the Bank of Commerce suit, which was won by the bank in the lower courts.

It was promptly appealed, and the court now decides it against the auditor's agent, whose action was repudiated by Auditor Hager, the latter stating that the suits were brought without his sanction or authority. This question, however, was unimportant so far as the main questions were concerned.

Agent Lucas, had he won the cases, would have secured as his commission between three and four million dollars and the total amount directly involved on past deposits, to say nothing of what would have had to be paid in the future, was nearly fifteen million dollars.

MANY MOURNERS IN MANY HOMES TODAY

Over 100 Funerals of Slocum Victims Held.

271 Bodies Are Still Unidentified— The Wreck Still Conceals Many Others.

GOVERNMENT TO INVESTIGATE

New York, June 18.—This is the first funeral day of the victims of the Slocum disaster. More than a hundred funerals occurred and the stricken Eastside district was thronged with mourners.

Services were held in churches of all denominations because persons of numerous religious beliefs were among the victims. From 9 o'clock there was almost a constant stream of hearers to the cemeteries.

A tabulation now shows 562 bodies recovered of which 532 are identified. The missing are placed at 271.

Despite the untiring work of the divers and grapples, and the watchfulness of scores of men who have given themselves over to the task of searching for the missing, but few bodies of those who perished in the Slocum disaster have been discovered since Thursday. It was stated by divers who went down into the wreck that there are many bodies still under the entanglement of timbers and paddle wheels, and that it would be necessary to dynamite the bulk or raise it before they could be reached.

The Knickerbocker Steamboat Company, which owns the General Slocum, resigned all claim to the boat on the agreement that it should receive \$70,000, the amount for which the boat was insured. The insurance companies and the wrecking company failed to agree on terms and if the boat is raised at all the cost probably will come out of the city treasury.

Secretary Cortelyou of the department of commerce and labor will personally undertake the investigation into the disaster on behalf of the government district.

GRAND OPENING

The Big New Century at Dawson Well Filled.

Mr. Henry Rudy, of Paducah, Led the German—300 Attend.

The New Century hotel at Dawson Springs was last night formally opened with one of the most delightful and magnificent balls ever witnessed.

Paducah society was well represented, and Mr. Henry Rudy, of the city, led the German. There were fully three hundred at the ball, which eclipsed anything ever seen in Dawson, and all were the very best people from Paducah and surrounding cities.

The New Century is now well filled with guests, and is one of the swellest hotels in the state. It is this year under the management of Messrs. Charles Reed, of the Palmer house, and Mr. I. D. Wilcox, of Paducah, the latter having the active management of the hotel.

Mr. Reed returned this morning from Dawson, having been up for several days preparing for the opening. He is well pleased with the popularity of his hotel, and with the success of the big opening last night. The indications are for a prosperous season.

REFUSED TO SIGN

ATTORNEY GRAVES OBJECTED TO SOME OF THE BOOKS.

County Attorney Eugene Graves has refused to sign the selection of County School Superintendent Ragsdale and Judge Lightfoot of school books to be voted on for state use. Mr. Graves is opposed to the copy book and the history of the American Book Company, but the selection of the other two members of the committee will stand and will go as the vote of the board, majority ruling.

REV. NEWELL RETURNS.

Rev. Thomas J. Newell has just returned from a pleasant visit to the Vanderbilt commencement. He will fill his pulpit Sunday morning. Subject "Christian Education." Evening subject, "The Place of the Bible in Civilization."

JAPANESE FUNDS READILY RAISED

Russian General Escapes Japan- ese Flanking Movement.

Many of the Wounded Russians Ar- rive at Mukden—Japanese Steamer Escapes.

RUSSIAN SHIPS ARE SIGHTED

Mukden, June 18.—The wounded in large numbers are arriving from the battlefield of Vafangow. Early Friday an ambulance train with nine officers and 464 wounded arrived while two hours later another train with 29 officers, 270 wounded arrived. The wounded soldiers say the Russian retreat at Vafangow was being effected in perfect order when left.

RUSSIAN SHIPS SIGHTED.

Tokio, June 18.—It is reported that three Russian warships appeared early this morning off Yokoyama, Japan, going north. They are in all probability members of the Russian Vladivostok fleet, which engaged with the Japanese vessels in the straits of Korea.

ESCAPED BEING TRAPPED.

London, June 18.—The St. Petersburg correspondent reports that General Staekelberg has escaped from the Japanese flanking movement and is now out of danger.

A BANK FAILED.

London, June 18.—A Tokyo dispatch says that an important bank at Osaka failed precipitating a serious financial panic. Most of the great financiers of Osaka, the principal commercial town of Japan, had dealings with the bank.

RUSSIANS HAD TO LEAVE.

Tokio, June 18.—A Japanese steamer was attacked by Russian warships last night but escaped, taking refuge in the harbor of Tokuyama. Another steamer the Takro, was overhauled by the Russians but abandoned later, evidently afraid to approach. The Japanese warships released the steamer.

JAPS HAVE RUSSIANS COR- NERED.

St. Petersburg, June 18.—It is reported that the alarming news has been received from Vafangow to the effect that Staekelberg's army which engaged with the Japanese there is in a perilous condition. The report has it that Japanese are stationed on both sides of the Russian forces but nothing official has been received in this connection.

MORE MONEY SUBSCRIBED.

Tokio, June 18.—Three hundred and twenty million yen have already been subscribed for the second issue of exchange bonds.

A MISTAKE SOMEWHERE.

London, June 18.—The Daily Mail's New Chwang correspondent says: "The advance guards of Generals Kuroki's army are colliding with Russian forces 15 miles south of Tsingtao."

The Daily Mail, in an editorial, says that the correspondent is mistaken and that the force is a Russian Japanese army under General Nodzu moving from Sia Yen to intercept West General Staekelberg's retreat.

PETITION FILED

IN BANKRUPTCY BY TRIGG COUNTY PEOPLE.

Lula B. and John W. Collins, of the firm of L. B. and J. W. Collins, of Golden Pond, Trigg county, filed a petition in bankruptcy this afternoon in the office of U. S. Clerk J. R. Par-year. The liabilities are \$3,527 and the assets \$2,360. The only Paducah creditors are: Langstaff Orm Manufacturing Co., \$175 and Loeb, Bloom & Co., \$135. The firm recently failed in business.

NEW TIME CARD.

A new time table will go into effect on the Louisville division of the I. C. tomorrow but no changes in passenger trains are scheduled.

HAPPY DAUGHTER FINDS FATHER DEAD

Came Here to Join Him and Go to World's Fair.

The Aged Man Who Fell From Trestle Died in City Hospital Last Night.

HE LIVED IN INDIANA

J. W. Robbins, the stranger who fell from the Illinois Central trestle or was assaulted Thursday night, died at the city hospital last night about 10:30 o'clock, never having regained consciousness. His identity was not known until late yesterday afternoon when the police found letters on his person giving his name and residence.

Robbins had been in Paducah only since Thursday and intended meeting relatives here. The cause of his death will probably always remain a mystery, as no one saw him fall from the trestle and if he was assaulted the persons committing the assault had other intentions than robbery, as \$2.50 was found on him when the police carried him to the city hospital. It is reasonably certain, however, that he fell.

Mr. S. Gerard, of Madison, Ind., a son-in-law of the deceased, arrived yesterday with his wife, to meet Robbins, and from Paducah the three intended going to the St. Louis Fair. Robbins lived at Hanover, Ind., and came here on a visit to Mr. Mack English, of Mechanicburg, and was to have met his daughter and son-in-law here yesterday at Mr. English's home. Thursday night Robbins went to church with Mr. English and wife and after reaching home decided he would come to town and stay. He informed English that he would return Friday night and in case his daughter arrived to tell her to wait for him.

This was the last heard of Robbins until this morning when the son-in-law came into Nance's undertaking shop and identified the dead man as his father-in-law.

Mr. Gerard arrived with his wife yesterday and not finding Robbins at the English house started on a futile search. All this time Robbins lay unconscious at the city hospital, where his daughter might have been in his last hours, had she only known.

Chief of Police Collins found a letter in Robbins' pocket arranging the meeting at the English house and went there, finding the son-in-law and his wife. He took them to Nance's shop and they readily recognized the body.

There is much speculation as to how the man met death, some thinking he fell from the trestle while others believe he was assaulted.

Deserves Hearty End

Short and to the point Theodore J. Rhem, the Junior Order United proclaims

Dr. C

accompanied

KILLED BY FALL

LOUISVILLE WORKMAN FELL DOWN A 45-FOOT SHAFT.

Louisville, June 18.—John Kipper, an employee of the Kentucky Malt Company fell through a shaft 45 feet and died on the way to the hospital. He lay at the bottom of the shaft until John Friedman crawled through a long tunnel and grasped the dying man by the hair, and drew him out.

—S. J. Sanderson, a section foreman formerly of Fulton for the Illinois Central, was sent up for three years at Dyersburg, Tenn., for padding the I. C. pay rolls.

KENTUCKY NEWS GIVEN IN BRIEF

Former Kentucky Woman Sui- cides in Fulton.

Court Of Appeals Ends Its Spring Session and Is Well Up In Its Work.

OTHER NEIGHBORHOOD NOTES

FULTON WOMAN SUICIDES.
[Fulton,] Ky., June 18.—Mrs. George Bruce shot herself in the temple at her home in Cairo, dying instantly. She left a note telling her husband to raise the children to live a Christian life. The note stated that whiskey was the cause of all her trouble. That it had come between him and her and she no longer wanted to live. The first knowledge of the suicide was given by Mrs. Bruce's little four-year-old girl who was playing in the yard and went in the house to take her mother some flowers. She found her mother dead. The little two-year-old child was asleep on the bed and was not awakened by the shot that killed its mother. The couple formerly lived in Fulton.

REMOVED AN EYE.
Mayfield, Ky., June 18.—Dr. M. W. Rozell went to Sedalia and took out an eye for Mr. Allen Kemp, a prominent and well known citizen of that place. The eye was badly diseased and causing great pain.

GAVE \$2,000 BOND.
Princeton, Ky., June 18.—Deputy Sheriff Shoemaker, of Trigg county, arrested Robert Merriok upon a bench warrant issued from this court for the crime of killing his brother, Ezekiel Merriok, voluntary manslaughter, and turned him over to Deputy Sheriff A. B. Hopper, who brought him into court where he gave bond for \$2,000 with R. U. Kevil as his surety for his appearance at the next term of court.

FIRE AT UNIONTOWN.
Uniontown, Ky., June 18.—Four buildings were burned to the ground here, Roeder's butcher shop, Mrs. Alvey's millinery store, Hancock's jewelry store and Jackson's saddlery store. A small insurance was carried on the millinery stock, but none on the buildings.

COURT OF APPEALS OVER.
Frankfort, Ky., June 18.—The spring term of the court of appeals ended today to meet on the third Monday in September for the fall term. The court is nearer up with the business than ever in history and the majority of cases submitted this term have been decided.

MARRIAGE IN TRIGG.
Cairo, Ky., June 18.—R. F. Warren, of Guthrie, Ky., and Miss Ruth Penn., of Cerulean Springs, this county, will be married some time early in July.

DWARF IS DOTTY

MAN RELEASED YESTERDAY LOOKED UP AGAIN LAST NIGHT.

Fred Elliott, alias Fred Hellyer, alias Helbyer, the tailor dwarf, is in the lockup again today, this time for petty larceny. He seems to be crazy and yesterday afternoon late while passing the Henry Grace cigar store decided to take a bicycle which belonged to Mr. Will Gilber. He carried a basket and after trying it to the wheel he rode away.

He has a wheel of his own, which he left near Third and Broadway, and seemed to be befuddled and not aware of the fact that he didn't have his own property. He was arrested last night and informed the police that he simply wanted to save time. He was looked up and will be tried for lunacy if he has not improved by Monday.

—The I. C. Originals and the L. A. L. will play a match game tomorrow morning at Wallace park for the amateur championship of the city.

WEEKS NEWS IN BUSINESS WORLD

Bank clearings for this week, \$675,803.

For the corresponding week last year, \$698,405.

A slight decrease is shown in the clearings over last year. Business in all circles the past week has been fairly good, and retail dry goods merchants have been busy, showing and disposing of light summer fabrics, which are in such demand at this season.

A movement is on foot to close the groceries in Paducah at 7 p. m. except on Saturday nights. Some of the groceries close at 7 now, but others keep open until 8, 9, 10 o'clock and some even until midnight where a saloon is run in connection with them. It is not known at present what the chances are.

LON FUQUA'S CASE AFFIRMED TODAY

Court of Appeals Says He Must Serve Sentence.

He Was Twice Given a Life Sentence For Complicity in the George Gray Murder.

SPOT POLK DID THE SHOOTING

Lon Fuqua, colored, who encouraged and incited "Spot" Polk, colored, to shoot and kill George Gray, colored, several years ago near the Nathan Bennett saloon at Ninth and Boyd streets, will have to serve a life sentence at Eddyville, as Polk is now doing, the court of appeals today having affirmed the judgment of the McCracken court.

The following dispatch was received here this morning: "The appellate court, Judge Settle writing, affirmed the McCracken circuit court in the case of Lon Fuqua, convicted of assisting in the murder of George Gray, and given a life sentence."

This was the second trial for Fuqua. He handed Polk the pistol, it is said, and told him to shoot Gray. The killing occurred several years ago and Fuqua was granted a new trial by the court of appeals, after the first trial.

HEART DISEASE

Mrs. Milton Ingram Dies Sudden- ly This Morning.

Apparently Well, She Was Unexpect- edly Attacked—Leaves one Child.

Mrs. Emily M. Ingram, wife of M. Milton Ingram, a well known contact, died very suddenly this morning at 2 o'clock at the family residence, 505 Trimble street, of heart trouble.

Mrs. Ingram was in her usual health when she retired last night. Her husband who was sleeping in the next room was awakened just before 2 o'clock by a slight noise. He went to her and found her breathing badly and in a few minutes she was dead.

Mrs. Ingram was 58 years of age, and had lived in Paducah about 35 years. She was married to Mr. Ingram 30 years ago. Previous to their marriage she was Mrs. Bechtold. Besides her husband one child by a former marriage, Mrs. Charles Roark, of Hot Springs, Ark., survived her.

The funeral will take place from the residence, tomorrow afternoon at 2 o'clock. Rev. T. J. Newell of the Broadway Methodist church will conduct the service and the burial will be at Mt. Kenton.

Mrs. Ingram was a woman of many fine traits of character, and was much beloved by her friends.

NO UNION LABEL

Louisville, June 18.—In a decision today Judge Miller held the ordinance requiring the union label on city printing unconstitutional. The Courier-Journal Company, an open shop concern will now get the printing.

BANDIT WILL GET THE RANSOM TODAY

But the United States Consul Doubts His Sincerity.

Captives May Not Be Released—Gen- Tyner Threatens Suit Against the President.

HE WANTS A VINDICATION

Washington, D. C., June 18.—Consul General Gummers cables the state department from Tangier that it has been arranged for a cash ransom to release Perdicaris and Varley. It will be paid to Raisuli today. He intimates, however, that there is a great deal of doubt as to Raisuli's good faith.

MAY SUE PRESIDENT

Washington, June 18.—James N. Tyner, former assistant attorney general of the postoffice department, will institute a suit against President Roosevelt if the latter ignores his letter asking for a retrial of the president's criticism of Tyner's conduct. The allegation will be defamation of character and the damages asked will be several hundred thousand dollars.

ITALIAN BUYING

Many False Reports About What it Will Do.

Will Buy Only 30 Per Cent of What it Did Last Year.

The papers in the district are publishing a great deal in regard to the purchases of tobacco by the Italian government in this section, and yesterday's Mayfield Messenger states that the Italian government has withdrawn from this market.

The facts in the matter as given the Sun authoritatively today are that the Italian government has been buying in five towns in Jackson's Purchase: at Paducah, Murray, Mayfield, Fulton, Ky., and Martin, Tenn. It usually purchases from 12,000 to 14,000 hogheads of tobacco a year in Jackson's Purchase, but this year will purchase not more than 2,500 or 3,000 hogheads in this section, because the quality does not suit it.

The Italian government, it is said, has not bought any tobacco for the past month in Jackson's Purchase, but has bought enough to make up in the Clarksville district, where the tobacco suits it.

It was stated by a local buyer that the Italian government would probably buy the usual amount of this year's crop if it suits. Of the 1903 tobacco, however, it will not buy over the amount named above, or about twenty per cent of what it has been buying for the past several years, as the quality does not suit it.

ROOSEVELT AND FAIRBANKS.

Chicago, June 18.—Senator S. W. Fairbanks, appeared today with a Roosevelt and Fairbanks but when questioned said: "I am the next vice president."